



NCTA

NATIONAL CABLE & TELECOMMUNICATIONS ASSOCIATION

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EX PARTE

February 23, 2005

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: MB Docket No. 02-144, MM Docket No. 92-266, MM Docket No. 93-215,
CS Docket No. 94-28, CS Docket No. 96-157

Dear Ms. Dortch:

On February 22, 2005, Dan Brenner, NCTA's Senior Vice President for Law and Regulatory Policy and I met with Catherine Bohigian, Legal Advisor to Commissioner Kevin Martin, to discuss NCTA's written comments and reply comments in the above-captioned proceeding.

Consistent with NCTA's comments, we urged the Commission to change its effective competition presumption and to streamline its process for resolving effective competition petitions.

Respectfully submitted,

/s/ Diane B. Burstein
Diane B. Burstein

cc: Catherine Bohigian